

STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
Land Division
Honolulu, Hawaii 96813

October 28, 2010

Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

File No.10414(H)

HAWAII

Issuance of Land Patent in Confirmation of Land Commission
Award No. 8455-C, to Kuluiki, situate at Pohakea, Kanakau,
Kona, Hawaii, Tax Map Key: (3) 8-1-004:052 (portion of).

APPLICANT:

Matthew G. Jewell, Esquire, on behalf of KALUKALU PROPERTIES, a
Hawaii limited partnership registered with the Department of
Commerce and Consumer Affairs of the State of Hawaii, whose
mailing address is C/O Steve Hicks, [REDACTED] Kealakekua,
Hawaii 96750.

LEGAL REFERENCE:

Section 171-23, Hawaii Revised Statutes, as amended,
Sections 172-11 and 12, Hawaii Revised Statutes, as amended,
Section 182-2, Hawaii Revised Statutes, as amended and
Section 664-5, Hawaii Revised Statutes, as amended.

LOCATION:

The private property awarded as Apana 1 of Land Commission Award
8455-C to Kuluiki situated at Kanakau, Kona, Hawaii, and
containing an area of 1.75 acres, is delineated as being portions
of Tax Map Keys: (3) 8-1-004:52,53 & 54, as shown on the attached
map labeled Exhibit A.

DCCA VERIFICATION:

Place of business registration confirmed:	YES	<u>X</u>	NO	_____
Registered business name confirmed:	YES	<u>X</u>	NO	_____
Applicant in good standing confirmed:	YES	<u>X</u>	NO	_____

REMARKS:

Pursuant to the Act of August 6, 1850, Land Commission Award No. 8455-C, dated February 7, 1853, awarded an absolute fee simple title, free of commutation unto Kuluiki, in and to the two apana or parcels of land as claimed.

The applicant owns portions of apana one, however, the patent issued will be in confirmation of the whole of the award, covering both apana.

The staff abstractor has confirmed that no commutation is due and no patent has been issued in confirmation of Land Commission Award 8455-C to Kuluiki to evidence that the government's interest of commutation therein is satisfied and relinquished.

Staff is recommending that a Land Patent be issued in confirmation of the whole of Land Commission Award No. 8455-C to Kuluiki.

RECOMMENDATION:

Staff recommends that the Board consent to the issuance of a Land Patent in Confirmation of Land Commission Award No. 8455-C to Kuluiki, subject to the following:


1. The terms and conditions as prescribed by law upon the issuance of Land Patents in confirmation of Land Commission Awards, as may be amended from time to time;
2. Review and approval by the Department of the Attorney General; and
3. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State of Hawaii.

Respectfully Submitted,



E. Mañoe Collins
State Abstractor

APPROVED FOR SUBMITTAL:



Laura H. Thielen, Chairperson

PARCEL 40:
Ben K. Tanabe & wf.
Yuriko - 1/2 1/2

